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3 Including Professional Corporations  
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11 SEAGATE TECHNOLOGY LLC

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

14  
15 IN RE SEAGATE TECHNOLOGY LLC  
16 LITIGATION

17 CONSOLIDATED ACTION

Case No. 3:16-cv-00523-JCS

**SEAGATE TECHNOLOGY LLC'S  
STATEMENT OF RECENT DECISION**

18 **Date:** March 30, 2018

19 **Time:** 9:30 a.m.

**Place:** Courtroom G

**Judge:** Hon. Joseph C. Spero

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21 Second Consolidated Amended Complaint  
filed: July 11, 2016

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1 Pursuant to Local Rule 7-3(d)(2), Defendant Seagate Technology LLC requests that the  
2 Court take notice of the following recent authority, which is relevant to its Opposition to Plaintiffs'  
3 Motion for Class Certification (ECF No. 152): *In re Hyundai & Kia Fuel Economy Litigation*, No.  
4 15-56014, 2018 WL 505343, at \*3, 13-14 (9th Cir. Jan. 23, 2018) (explaining, *inter alia*, (1) that  
5 courts must “consider the impact of potentially varying state laws, because ‘[i]n a multi-state class  
6 action, variations in state law may swamp any common issues and defeat predominance[,]’” and (2)  
7 in the absence of the kind of massive advertising campaign at issue in *In re Tobacco II Cases*, 46  
8 Cal. 4th 298 (2009), a class must be defined in such a way as to include only members actually  
9 exposed to allegedly misleading advertising about the particular product purchased, especially when  
10 multiple products are included in the class definition).

11 A true and correct copy of the Ninth Circuit’s opinion is attached hereto as **Exhibit A**.

12 Dated: February 1, 2018

13 Respectfully submitted,

16 By \_\_\_\_\_

/s/ *Joy O. Siu*  
JOY O. SIU

18 Attorneys for Defendant,  
19 SEAGATE TECHNOLOGY LLC